

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,        )  
                                      )  
                                      )  
Plaintiff,                        )                                    4:08CR3067  
                                      )  
                                      )  
V.                                )  
                                      )  
                                      )  
GARY ZIERKE JR.,                )                                    ORDER  
                                      )  
                                      )  
Defendant.                        )  
                                      )  
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IT IS ORDERED that the defendant's motion to appoint counsel and to reinstate direct appeal (filing 215) is denied.

DATED this 18<sup>th</sup> day of October, 2011.

BY THE COURT:

*Richard G. Kopf*  
United States District Judge